

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMES FUTIA,

Defendant.

CRIMINAL NO. 19-30048-SMY

**STIPULATION OF FACTS**

The Government and the Defendant agree and stipulate as follows:

1. On March 8, 2019, Futia knowingly possessed a CFT Leinad, .410 gauge shotgun bearing serial number B00006387 that had traveled in and affecting commerce as alleged in Count 7 of the second superseding indictment. The defendant possessed the above firearm while knowing that he had previously been convicted on September 10, 2007, of a felony punishable by a term of imprisonment exceeding one year, namely, Aggravated Battery, in Case No. 06-CF-2432 in the Third Judicial Circuit in Madison County, Illinois. Futia possessed the above firearm at his residence located in East Alton, Illinois, which is within the Southern District of Illinois.
2. On March 22, 2019, Futia knowingly possessed a Taurus, Model PT-25, .25 caliber pistol bearing serial number Y117393 that had traveled in and affecting commerce as alleged in Count 8 of the second superseding indictment. The defendant possessed the above firearm while knowing that he had previously been convicted on September 10, 2007, of a felony punishable by a term of imprisonment

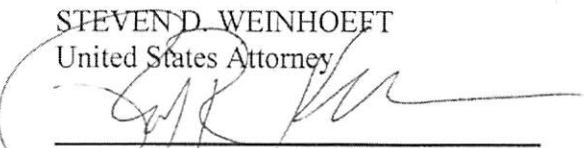
exceeding one year, namely, Aggravated Battery, in Case No. 06-CF-2432 in the Third Judicial Circuit in Madison County, Illinois. Futia possessed the above firearm at his residence located in East Alton, Illinois, which is within the Southern District of Illinois.

3. On March 22, 2019, the East Alton Illinois Police Department executed a search warrant at Futia's residence. During the search, law enforcement found 7.81 grams of a mixture and substance containing Methamphetamine that the defendant possessed with intent to trade and transfer to another individual.
4. ATF agents examined the firearms listed in Count's 7 and 8 and determined that they were manufactured outside of the State of Illinois and, therefore, had been transported in interstate commerce to the State of Illinois prior to the Defendant's possession of it.

So Stipulated

  
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JAMES FUTIA  
Defendant

STEVEN D. WEINHOFER  
United States Attorney

  
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RANLEY R. KILLIAN  
Assistant United States Attorney

  
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JORDAN CAMPANELLA  
Attorney for Defendant

Date: 12-4-19

Date: 12/2/19